6.7 184-96

P16

G R. S. IX-5]

Previous references.

1895-6

~~191~~ .

(Inland)

File No. 6-189

Serial Nos. 1-8

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1—8

In ~~Part~~ B for June 1897

SUBJECT.

Discontinuance of the Practice of Stamping piece-goods imported into the Inland Customs

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W D 88—GPB—50,000—24-7-18

Indexed

Subd Wherever

The D[istrict] C[ouncil] recommends the removal of Veeratta Sowda, Pd. Member of the Chilimagalur Mdly on the ground that he (1) stamped his own goods as a Pd. member, and (2) removed a bundle belonging to another as his own. In the matter of the removal, enquiries are being made, the Amildar Bagli having irregularly allowed the case to be compromised.

Though no actual conviction may be secured, - I submit that persons conducting themselves in a suspicious manner ought not to remain on Boards. Even if really innocent, the fact of men having lain long under a disgraceful suspicion, such as that of theft or murder, should, except in very special cases, be treated as a disqualification. The decision of criminal Courts is often no finding of the truth, and, in any case, does not free a man from reproach in the eyes of his local neighbours.

[illegible]
2/11/96

Answers to Secy's Queries.

(1) This was the first instance of the kind.

No Rules or Standing orders on Stamping &c. the thing being reported to be the result of long-continuing practice. and the member Stamping [illegible] y turns under a Resolution the Board of 1891.

(2). No rules for the constitution of Minor Mkts. Exist so far as I am aware. The Rules in the Rev. Manual re: Conservancy do not bear on the

[illegible]
13/4/97.

What has become of the further enquiry which was in progress on the date of the D[istrict] C[ouncil]'s first report?

[illegible]
19/4

X. The above information being called for, the D[istrict] C[ouncil]'s [illegible] this etc 100 of 5/5/97, which is hereunto submitted for orders

D[istrict] C[ollector] 15/5/97

The ~~further~~ enquiry seems to have ended satisfactorily, so far as the removal by Veerattaswami of another man's goods is concerned. Mr Shamier was, it appears, hasty in asking for the removal of the member from the Board, as the case really ended in clearing him of the charge

Under the circumstances now explained, no order are necessary on the Dy Comrs letter of the 5th inst.

Send Letter.

17/5/97

Sent 18/5/97

Mr Vis was clearly in case of ~~[illegible]~~ Perhaps Mr Parker's letter made by Mr Viraraghavachariar. A short order may be passed to the effect that Govt are not satisfied that there was any fraud or wilful misconduct, and that consequently they cannot sanction Veerattaswami's removal from the list of Vakils (Pleaders) as recommended by the late Assistant ~~Collector~~ Judge

18/5/97

Mr Vis case disposed of

20/5/97

Gen. 31] 12572 a

OFFICE OF THE 1896 3357

Petn Branch
Please put up papers
quoted within Stg 22/10/96
To d. Board Branch.
put up.
ad
10/96 Submitted for orders.
here are no papers on the subject
Please see Pro dt. 6419 of 16/11/92
L. 3 12592
which Govt set aside the
resolution of the Tavakere
Municipal Board removing a
member on the ground of his
conviction in a riot case
Stg 2/11/96

From The Deputy Commissioner
Kadur District

To The Secretary to Government
Genl. & Rev. Departments.

Dated 5th October

Despatched

Received

General No. 238 / 1896-97.
No.

Enclosure No. 1 & Ver. statements.

Bringing to the notice of Government the improper conduct of Veerathe Gowda, a Municipal Member, in connection with a bale of cloth belonging to Sardar Mull & Co of Devarayapatna Chikmagalur Kasba, and recommending the removal of his name from the list of Municipal Members of the Chikmagalur Municipality

SMN
9-10-96

Chikmagalur, 5th October 1896.

From

The Deputy Commissioner
Kadur District

To

The Secretary to Government
General & Revenue Departments

Sir,

Adverting to your Official Memo. not for the file.
Pet. X. of the 22nd February last forwarding for disposal Petition No. 2929 from Subbanna 1516
and other Merchants of Devaroyputta, Chikmagalur Kasba, complaining of the trouble given to petitioners by Veerathe Gowda & another Municipal member in connection with the stamping of petitioners' goods and praying for redress of their grievances, I have the honor to submit herewith the Vernacular statements of the persons concerned in the removal of a bundle of cloth belonging to Sardor Mull & Co by Veerathe Gowda, together with an English Memo prepared by the Vice President of the Chikmagalur Municipality for perusal and obliging return when no longer required, and to state that on

this 28th January 1896 there were 22 bales of cloth lying in the M. Railway Out-Agency Office at Chikmagalur pending delivery to the Consignees after being duly stamped by the Municipality.

2. Of these, 12 bales were examined by Veerathe Gowda whose turn it was to get the goods stamped as Municipal Member and who stamped and passed 5 bales as that of his own But in fact, 4 bales were that of Veerathe Gowda and one was of Sardar Insull & Co; and the remaining 7 bales were also stamped and handed over to the respective Consignees noted in the margin.

1 Soma Nall 2 Sundronji Bommaji 3 Heeroji Peromoji 4. Syed Mohodeen 5 Thimmoppa 6 Koondon Insull 7. Seevoram Bonoram	3 The extra bundle removed by Veerathe Gowda contained 173 piece goods valued at Rs 363.11.6 4 During the enquiry it was admitted that

the extra bundle though did not belong to Veerathe Gowda, yet it was kept in his shop and even a portion of it sold.

This bundle was taken possession of on the 28th January last, but no intimation of it was given to any body until the Out-Agency Agent traced it and gave intimation thereof to the Town Police on the 7th February 1896. Whereupon the Police took possession of the clothes and investigated the case as that of theft and submitted a B. Report to the Amildar Magistrate who accepted it as the owner of the said bundle made a statement that he had Compromised the case with Veerathe Gowda. As this proceeding is irregular further enquiries will be made.

5. It was highly objectionable on the part of Veerathe Gowda to have stamped his own goods as a Municipal Member, that too without proper examination of the contents of the bundles with the Invoice he had received a day previous to his stamping, and moreover being a Municipal Member he took a bundle of cloth which was in excess to the Invoice and which did not belong

to him and sold a portion of it in his shop.

6. Under these circumstances, I am of opinion that his conduct is not unimpeachable, and as such, unfits him to hold the honorable seat in the Municipal Board. I therefore recommend that sanction of Government may be accorded to remove his name from the list of the Municipal Members of the Chittagong Municipality.

I have the honor to be,
Sir,
Your most obt. Servant,

H H Sparkes
Deputy Commissioner

Kadma

Read:—

Letter No 238 dated 5 October 1896 from the Dy Comr of the Kadavu District bringing to the notice of Govt the improper conduct of Veeratha Sowda P.M. municipal member, with reference to a bale of cloths stamped by him and removed by him of a bundle belonging to another as his own, and recommending that he may be removed from the list of municipal members of the Cheetkmaghur town.

Order thereon

Before the issue of final orders on the above reference, the Dy Comr is requested to report whether there is the first instance of the kind, and whether Cat has ordered long going on, on what

Section — Pol
File — 6-95
Folio — 2

RJ 1169

7233 9/12/96
125-92

municipal executive were
not aware of it, and
why they permitted it. A
copy of the rules and
standing orders on the subject
of stamps, piece goods and of the
agency therefor should also be
submitted, at an early date

18/12/86

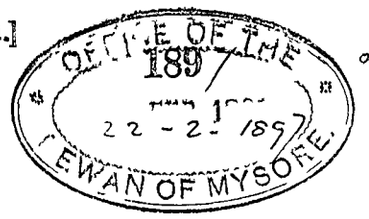
For Secretary

To

The Dy Com Kaduna Dear

No. 7158

Gen. 31.]



L 1654

L M 22/2/97

B Br.

L. 7. 125.92 is pending.

Secretary

No. 6-95

7.2.97

This information is to be received as required by the Secy in the office memo etc. copy of standing orders in regard to stamping goods is received Probably there is more. Submitted 22/2

From

The Deputy Commissioner
Kadur District

To

The Secretary
Revenue & Coorg Depts
Bangalore

Dated 17th February 197
Despatched
Received

To the Secretariat 17/2/97

General No. 323
No.

Enclosure No. 1

With reference to the Government Proceedings No 7233 dated 21st December 1896 CF 125.92 regarding the imposition of Municipal Taxes on Cloths stamped by him he has the honour to state that this was the first instance of this kind that has occurred in this municipality.

2. The practice of stamping cloths by the

the municipal Commissioner is in existence from a very long time.

3. During September 1891 there was a complaint by the merchants of Chikmagalur that the municipal members delay stamping un-necessarily, when the matter was placed before the Board and settled, that the stamping be carried out by them.

4. An Extract of the Board Proceedings is herein enclosed for kind perusal.

Yours faithfully,

for Deputy Commr.
Kadur Dist

Proceedings of the Municipal Board of Chittaugalur dated 19th September 1891.

× × ×

IX Read Chittaugalur Auildavis Vyavasaya Sangam No: 210 dated 4th September 1891 begging to notice that the Cloth Merchants experiance great inconvenience by the Members not coming to get their cloths Stamped.

Resolved that the present existing System of Stamping by the Municipal Commissioners be continued under the following conditions:-

That the Stamping be carried out 6 days of the week only, Viz, Monday Tuesday, Thursday and Friday by the following Municipal Commissioners, Viz Messrs T. Rappanna Chetty, Mahomed Bakir Sahib, Mahamadally Sahib, Venkata Gowda and C. Srinivasa Row, who will undertake the only week by week. The town of only to be notified to them weekly from the Municipal Office In the event of the Municipal Commissioner being Available for the Stamping that the

Gowda

Builder should insert this date.

x x x

"Sd" H. A. Sparkes.
Vice President
Edinburgh.

"Extract"

W. Cockburn

for Deputy Commr H
Kadoma Dist 4

Secret
Cir. No. 6-95
Ord. No. 4.

L-7184-96

To
The President of the Municipalities in the Kadavr Distt.

1981 AL

No. 11766 of 98.4.97
L.T. 125-96

His docket No. 3238/17th Feby Cadr
~~in regard to~~ regarding the misproper conduct of
Veerathegowda, member of the
Chikmagalur Municipality, ~~and~~
~~the removal of his name from the~~
~~list of members~~ in connection with a
~~bale of cloth~~.

New file

Improper conduct of Veeratha Gowda, municipal member in connection with a bale

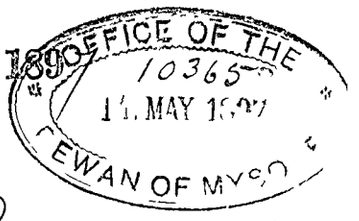
With reference to the above I am the honor to enquire what became of the further enquiry which is stated to have been in progress in para 4 of his letter No. 238/5th Feby 96.

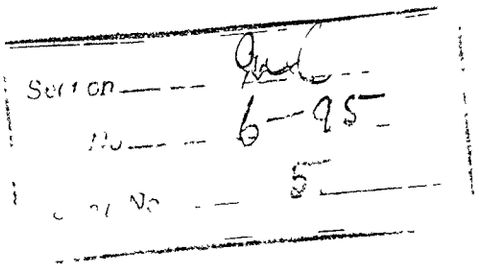
"By Order

for Secretary

L 2254

Gen. 31.]





From The President of the Municipalities of the Kadur District

To The Secretary to Govt General & Revenue Depts.

Dated 5

Despatched 11 May 1897

Received

General No. 100 1896-97
No.

Enclosure No.

Reporting the result of the further enquiry re the improper conduct of Veerathe Gowda member of the Chickmagalur Municipality in connection with a bale of cloth

LBB
13-5-97

Submitted for orders with references

The President of the Municipalities
in the Madura District

To

The Secretary to Government
General and Revenue depts

Dated 5th May 1897.

With reference to his docket no 11766/23-184-96 dated 28th Ultimo, regarding the improper conduct of Veerathe Gowda, member of the Chitkmagalur Municipality, in connection with a bale of cloth, has the honor to report that the statement in Mr Sparkes' letter no 238 dated 5th October 1896 (para 4), that the complainant had compromised the case is not borne out by the record.

2. The record on the B report shows that Veerathe Gowda stated as follows.

"I have opened a shop in the Chitkmaga
'lur Town. I have appointed my
'son-in-law Guruba as a pra-Setty
'to transact business in the shop
'I get cloths from different places
'through brokers. In December
'1895 I had sent my shop co-partner

Mari Iyah

Mani Iyah to Bombay to bring
clothe. Mani Iyah having fallen
ill returned after making ar-
rangements with one Ganaji Ba
baji, a broker, to buy clothe and
send them to Chikmagalur to her
address. The broker Ganaji Bab
ji sent 13 bales of clothe to Mani
Iyah, and forwarded a list of
the clothe so sent. On 28th January
1896 I went to the goods office
and handed the list over to the
goods Clerk. I paid Rs 77-11-0 on
account of railway charges and
Rs 88-0-10 to Taluk Treasury on
account of octroi duty I got 5
bales of clothe of mine stamped
on that date after comparing the
clothe with the Patti. I also got other
clothe stamped on that date. At
the time of stamping the Head and
the deputy Manegars as well as
a Harkaru were present in the
goods office On 30th January 1896
I personally went to the goods
office and got a parcel of mine
stamped That day the deputy
Manegar was present. On 3rd
February 1896 I did not go to the

goodo office. My son-in-law Gurubasappa ——— Setty and my Mutuddi Vedanteegar went that day to the goodo office and in presence of a Taluk Gumasta got two bales of my cloths stamped. As my wife died, I did not go afterwards to the shop and compare the cloths with the entries in the Patti. A parcel of mine containing an almirah is still in the goodo office I thought that all the 13 bales due to me were delivered to me. I did not know that a bale of cloths belonging to the complainant had found its way to my shop by mistake. Owing to inconvenience my shop was not opened. It was when my son-in-law was comparing the cloths with the Patti and counting those that were not ours, my shop was searched on 7th February and the cloths removed by the Police. Then the manager of the goodo company asked me that day, said that if any cloths had by mistake found their way

to our shop, they might be take
away. It is only by mistake tha
the bale of cloths belonging to t
complainant was brought to m
shop and not stealthily with an
dishonest intention

The complainant stated as follow
5th March 1896

"There is demand for cloths. I bel
that the bale of cloths may be orde
ed to be returned to me. I pay th
Octroi duty on it. This case may
be struck off. There is no necess
sity for making any further
enquiry."

The Superintendent of Police
has recorded his opinion as
follows:— (Vide Mahazar dated 7-2-96)

I do not think the Police have any
case to go before a Magistrate,
if at all there is a case of mista
identity of goods which Guru
basappa only appears to have
come to a knowledge of this day,
place the parties before the Amu
dar and file this with the Statio
diary.

The Amildar Magistrate of

Chick
the B Report and ordered the case
to be struck off.

On 7th October 1896 Mr Sparkes
called for the B Report record and
being apparently satisfied with the
result of the examination of the record
he recorded on the 2nd November 1896
the following order:-

"The records will be returned for
file."

President of Municipalities
in the Kadur Dist

Section Gen
No 6-95
Trial No 6.

Read:-

Correspondence ending with letter No. 100 dated 5th May 1897 from the President of the Municipalities in the Kadur District in regard to the improper conduct of Mr. Veeratthi Gowda member of the Chickmaglur Municipality in connection with a bale of cloth and the proposed removal of his name from the list of members

RL 221

12772 9/29/5/97

L.F. 184-96

L: no memo + file of V. Papers.

Order thereon No.

Government are not satisfied that there was any fraud or wilful misconduct on the part of Mr. Veerathaegowda; and though the case is not quite free from suspicion, there is not enough evidence to justify the extreme step of directing his removal from the list of Municipal Commissioners, as recommended by the late President.

2 It must at the same time

allowing a Municipal Commissioner to pass his own goods on payment of duty is objectionable; and that — though a Municipal Commissioner may help in examining and — levying the duty on the goods of others, yet when his own goods are concerned, the ~~duty~~ work should be entrusted to another Commissioner

27/8/97
For Secretary.

To

The President of the Municipalities
Kadur District returning the
original memo and Proceedings
received with Letter No 238 dt.
5/10/96.

AM

O.M.

ction Gen.
No 6-95
al No 7.—

It having come to the notice of Govt. that there exists in certain Municipalities the irregular practice of Stamping piece-goods as soon as they are imported into Municipal limits & levying subsequent on the Octroi duty payable thereon, Govt. direct that such practice should, wherever it exists, be discontinued at once & payment of duty demanded and received before the goods are stamped. The money should also be credited as soon as it is received.

By Order
25/6/97
Secretary

To The President
C. Customs

Appeal
25/6/97

Rf 2437

No 13807-15 28/6/97
L7. 184-96

From

The Secretary to the Govt. of Mysore,

General and Revenue Depts

To

The President of the

Dated

Despatched

Received

General No.

L. F.

Enclosure No.